

House Amendment to
Senate File 2169

S-5209

1 Amend Senate File 2169, as passed by the Senate, as follows:

2 1. Page 1, line 1, by striking <2017> and inserting <2018>

3 2. Page 1, line 3, by striking <innocent third party> and
4 inserting <third party who is not the intoxicated person who
5 caused the injury at issue and>

6 3. Page 1, line 7, by striking <or "d">

7 4. Page 1, by striking lines 22 through 30 and inserting:
8 <c. The total amount recoverable by each plaintiff in any
9 civil action for noneconomic damages for personal injury,
10 whether in tort, contract, or otherwise, against a licensee
11 or permittee, shall be limited to two hundred fifty thousand
12 dollars for any injury or death of a person, unless the jury
13 determines that there is a substantial or permanent loss or
14 impairment of a bodily function, substantial disfigurement,
15 or death, which warrants a finding that imposition of such a
16 limitation would deprive the plaintiff of just compensation for
17 the injuries sustained.>

18 5. Page 1, before line 31 by inserting:

19 <Sec. _____. Section 123.92, Code 2018, is amended by adding
20 the following new subsection:

21 NEW SUBSECTION. 4. The division shall biennially conduct
22 an evaluation concerning minimum coverage requirements of
23 dramshop liability insurance. In conducting the evaluation,
24 the division shall include a comparison of other states'
25 minimum dramshop liability insurance coverage and any other
26 relevant issues the division identifies. By January 31, 2019,
27 and every two years thereafter, the division shall submit a
28 report, including any findings and recommendations, to the
29 general assembly as provided in chapter 7A.>

30 6. By renumbering as necessary.